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REMARKS

Applicant, believes on page 3 of the examiner's action under "Allowable Subject Matter", the examiner meant claims 22-26 and 32-34 would be allowed if rewritten to overcome the rejections(s) under 35 USC 101, not 35 USC 112, 2nd paragraph, as the examiner does not set forth a 35 USC 112 rejection in this action. Applicant, has responded to this office action under this belief.

Claim 21 is canceled.

Claim 22 is canceled in favor of being written as claim 36 for clarity and to include all of the limitations of claim 21 and 22.

Claims 23 – 36 as amended and recited above overcomes the 35 USC 101 rejection because, "arranged" is amended to be "arrangable", "extending" is amended to be "extendable", and "contact" is amended to be "contactable", as per the examiner's suggestion.

Claim 36 as recited above is patentable under 35 USC 102(b) over Hopkins (USPN 4,458,681) as it is written to include all of the limitations of claim 21 and of claim 22.

Claims 23-28 as amended and recited above are patentable over Hopkins as each depends from an allowable claim.

Claim 29 as amended and recited above is patentable under USC 102(b) over Hopkins (USPN 4,458,681) because it has been amended to include:

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each of said opposed ends of each clamping member of said pair of clamping members includes a passage way which extends therethrough along the width of said end;

a pair of pins, wherein each pin of said pair of pins includes two legs extending from a bridge portion to generally define a U-shaped pin; and

and wherein said legs of said pins are frictionally received by said passages to secured said pair of clamping members at said opposed ends and in a generally parallel and spaced distance about said penis.

Claims 30, 31, and 33-35 as amended and recited above are patentable under 35 USC 102(b) over Hopkins as each depends from an allowable claim.

In view of the above, it is respectfully submitted that:

Claims 23-36, recite distinctions that are of patentable merit under 35 USC 101 and 35 USC 102(b) for the independent claims and thus for each dependent claim as well. Claims 23-36 are in condition for allowance. Reconsideration and withdrawal of the rejections are requested. Allowance of claims 23-36 at an early date is solicited.

Respectfully submitted:



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